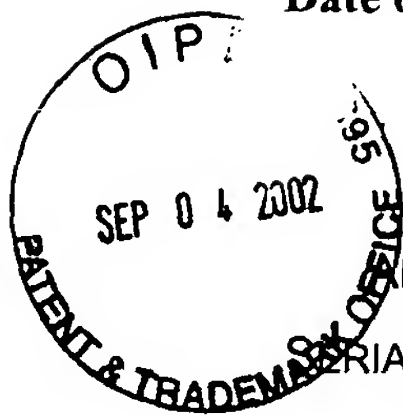


Express Mail Label No.: EU282823681US

Date of Deposit: September 4, 2002

Attorney Docket No. 21402-224AC (CURA-524AC)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Li Li *et al.*  
SERIAL NUMBER : 10/023,681 EXAMINER: Not Yet Assigned  
FILING DATE : December 18, 2001 ART UNIT: 1645  
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

U.S. Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

1. Response to Notice to File Missing Parts under 37 CFR 1.52 or 1.53 (2 pgs.);
2. Copy of Notice to File Missing Parts of Nonprovisional Application (2 pgs.);
3. Executed Combined Declaration and Power of Attorney three counterparts - (18 pgs.);
4. Petition for Five-Month Extension of Time (1 pg.);
5. Check No. 1205 in the amount of \$1960.00 to cover the extension of time;
6. Check No. 1206 in the amount of \$130.00 to cover the surcharge;
7. Computer Readable Form Copy of the "Sequence Listing" (1 diskette);
8. Statement in Support of Computer Readable Form Submission (1 pg.);
9. Paper Copy of "Sequence Listing" (297 pgs.);
10. Preliminary Amendment (1 pg.);
8. Return postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at 617-542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 21402-224AC (CURA-524AC). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

*Eric Sinn*

Ivor R. Elrifi, Reg. No. 39,529

Eric Sinn, Reg. No. 40,177

Attorney/Agent for Applicants

c/o MINTZ, LEVIN

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Boston, Massachusetts 02111

Tel: (617) 542-6000

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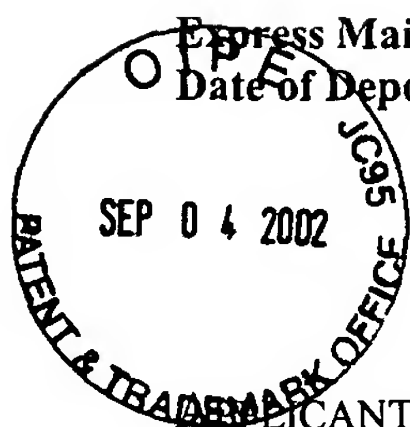


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PATENT TRADEMARK OFFICE

Express Mail Label No.: EU282823681US  
Date of Deposit: September 4, 2002

ATTORNEY DOCKET NO.: 21402-224AC(CURA-524AC)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Li Li, *et al.*

SERIAL NUMBER: 10/023,681

EXAMINER: Not Yet Assigned

FILING DATE: December 18, 2001

ART UNIT: 1645

TITLE: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

September 4, 2002  
Boston, Massachusetts

U.S. Patent and Trademark Office  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice To File Missing Parts of Nonprovisional Application mailed February 4, 2002, Applicants submit herein an executed Combined Declaration and Power of Attorney form, payment of the surcharge of \$130.00 (Check # 1206) as set forth in 37 C.F.R. §1.16(e), a copy of the Notice to File Missing Parts of Nonprovisional Application, Preliminary Amendment, Petition for Five-Month Extension of Time, a check in the amount of \$1960.00 (Check #1205) to cover the Petition fee, Statement in Support of CRF and Electronic and paper copy of sequence listing. This response is due on or before September 4, 2002, with the extension.

The Combined Declaration and Power of Attorney has been executed by all of the inventors excluding Vladimir Gusev. The Applicants have made several attempts to contact him; however, he is out of the country and unreachable until the end of the September, 2002. Therefore, Applicants are submitting all executed Declarations and will submit Vladimir Gusev's executed Declaration as soon as possible.

**Applicant: Li et al.**  
**Serial No.: 10/023,681**

Please charge any additional fees that may be due, or credit any overpayment of same, to  
Deposit Account No. 50-0311, Reference No. 21402-224AC (Cura-524AC)

Respectfully submitted,

Dated: September 4, 2002

*Eric Sinn*

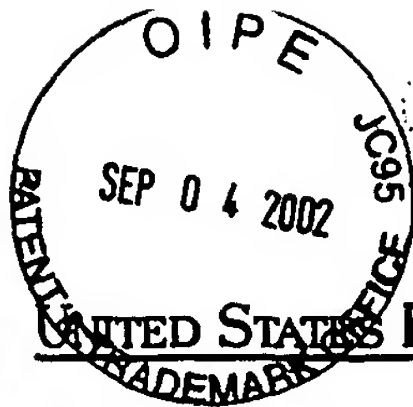
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Ivor R. Elrifi, Reg. No. 39,529  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/023,681	12/18/2001	Li Li	21402-224AC (Cura-524AC)

CONFIRMATION NO. 3701

FORMALITIES LETTER



\*OC00000007417800\*

MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
One Financial Center  
Boston, MA 02111

Date Mailed: 02/04/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

09/09/2002 MGBREM1 00000078 10023681

01 FC:105

130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at

patin21help@uspto.gov or patin3help@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*

Y.G.  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE